

CHAPTER 775

H.B. No. 1596

AN ACT

relating to the authority of the State Purchasing and General Services Commission to bill directly for services provided to other agencies.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 4.12(h), State Purchasing and General Services Act (Article 601b, Vernon's Texas Civil Statutes), is repealed.

SECTION 2. Article 4, State Purchasing and General Services Act (Article 601b, Vernon's Texas Civil Statutes), is amended by adding Section 4.16 to read as follows:

Sec. 4.16. POWERS IN RELATION TO AGENCY PROPERTY. The powers and duties conferred on the commission by this article may, at the request of a state agency, be exercised on or with respect to any property owned or leased by the state. Services provided by the commission under this section shall not be subject to the requirements of The Interagency Cooperation Act (Article 4413(32), Vernon's Texas Civil Statutes), but the commission shall establish a system of charges for services provided to assure recovery of the cost of providing such services, and shall submit a purchase voucher or a journal voucher, after the close of each month, to those agencies for whom services were performed.

SECTION 3. Section 5.13(b), State Purchasing and General Services Act (Article 601b, Vernon's Texas Civil Statutes), is amended to read as follows:

(b) Nothing in this section shall be construed as prohibiting the commission from undertaking a project excluded by this section *on a cost recovery basis, [under an interagency agreement originated by the appropriate using agency,]* and provided further, that nothing in this section shall be construed as exempting any agency or institution from the requirements of Section 5.31 of this article. *Services provided under this subsection shall not be subject to the requirements of The Interagency Cooperation Act (Article 4413(32), Vernon's Texas Civil Statutes). The commission shall establish a system of charges and billings for services provided to assure recovery of the cost of providing such services, and shall submit, after the close of each month, a purchase voucher or a journal voucher, to those agencies for whom services were performed.*

SECTION 4. Article 6, State Purchasing and General Services Act (Article 601b, Vernon's Texas Civil Statutes), is amended by adding Section 6.13 to read as follows:

Sec. 6.13. LEASING SERVICES TO STATE AGENCIES. Nothing in this article shall be construed to prohibit the commission from providing leasing services to any state agency that is otherwise excluded from its requirements. Services performed under this section shall not be subject to the requirements of The Interagency Cooperation Act (Article 4413(32), Vernon's Texas Civil Statutes), but the commission shall establish a system of charges and billings to assure the recovery of the cost of providing such services, and shall submit, after the close of each month, a purchase voucher or a journal voucher, to those agencies for whom services were provided.

SECTION 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 15, 1987, by a non-record vote. Passed by the Senate on May 29, 1987, by the following vote: Yeas 30, Nays 0.

Approved June 20, 1987.

Effective Aug. 31, 1987, 90 days after date of adjournment.